Case 1:05-cv-00565-REC Document 3 Filed 09/20/05 Page 1 of 1 1 2 3 4 5 6 IN THE UNITED STATES DISTRICT COURT FOR THE 7 EASTERN DISTRICT OF CALIFORNIA 8 9 RAUL CARDENAS, No. CV-F-05-565 REC (No. CR-F-95-5030 MDC) 10 ORDER DECLINING TO ISSUE 11 CERTIFICATE OF APPEALABILITY Petitioner, 12 vs. 13 UNITED STATES OF AMERICA, 14 15 Respondent. 16 17 The court hereby declines to issue a certificate of appealability, the court concluding that petitioner has not made 18 a substantial showing of the denial of a constitutional right. 19 20 IT IS SO ORDERED. 21 Dated: <u>September 19, 2005</u> /s/ Robert E. Coyle 668554 UNITED STATES DISTRICT JUDGE 22 23 24 25 26 1